

**RULES  
OF  
THE DEPARTMENT OF LABOR  
DIVISION OF LABOR STANDARDS**

**CHAPTER 0800—5—1  
CHILD LABOR**

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**0800—5—1—. 01 PURPOSE**

- (1) The purpose of this Rule is to provide an employer the opportunity to appeal the assessment of a civil penalty by the Commissioner of the Tennessee Department of Labor.

**Authority:** *T.C.A. §§50—5—101, 50—5—103, 50—5—112 and 4—5—202. Administrative History: Original rule filed July 28, 1994; effective November 28, 1994.*

**0800—5—1—. 02 INFORMAL CONFERENCES**

- (1) At the request of an affected employer, the Commissioner or his designee may hold an informal conference for the purpose of discussing any issues raised by an inspection, citation, notice of proposed penalty, or notice of intention to contest. If the employer requests the conference, an affected employee or his representative will be afforded an opportunity to participate, at the discretion of the Commissioner. Counsel at such conference may represent any party. No such conference or request for such conference shall operate as a stay of any twenty (20) day period for filing a notice of appeal as prescribed in rule 0800—5—1—. 03.

**Authority:** *T.C.A. §§50—5—101, 50—5—103, 50—5—112 and 4—5—202. Administrative History: Original rule filed July 28, 1994; effective November 28, 1994.*

**0800-5—1—. 03 APPEAL OF CIVIL PENALTY**

- (1) A party assessed a penalty pursuant to *T.C.A. §50—5—112* may appeal such decision directly to the Commissioner of the Tennessee Department of Labor. Said appeal must be submitted in writing within twenty (20) working days of receipt of notice of proposed penalty. The Commissioner or his designee shall hear the appeal in accordance with the provision of the Uniform Administrative Procedures Act, compiled in Title 4, Chapter 5.

**Authority:** *T.C.A. §§50—5—101, 50—5—103, 50—5—112 and 4—5—202. Administrative History: Original rule filed July 28, 1994; effective November 28, 1994.*